



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor Application of)
Viktor Soitu) Group:
Serial No.: 10/670,588)
Filed: September 25, 2003)
Title: CONSTRUCTION AND METHOD IN) Examiner:
ELECTRIC MOTOR DRIVE)

PETITION FOR REVIEW OF NOTICE OF INCOMPLETE NON-PROVISIONAL
APPLICATION AND REQUEST FOR REFUND

MS Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby petitions for a review of the Notice of Incomplete Non-Provisional Application (The Notice), mailed by the United States Patent and Trademark Office, on August 23, 2004. The Notice indicates that the application was submitted without drawings and without a declaration. Pursuant to 37 C.F.R. 1.53(e)(2), Applicant submits herewith a check in the amount of \$130.00, which is the petition fee required by 37 C.F.R. 1.17(h). Applicant contends that the Application was properly submitted and should be afforded a filing date of September 25, 2003. In support thereof, the Attorney for the Applicant states the following:

1. On September 25, 2003, the subject Application was deposited with the United States Post Office utilizing express mail, as evidenced by a copy of a transmittal letter, identified as Exhibit 'A', attached hereto and made a part hereof;
2. The document identified as Exhibit 'A' was assigned mailing number EV 270178650 US;
3. The Application mailing included a return addressed postcard receipt, a copy of which is identified as Exhibit 'B', attached hereto and made a part hereof;

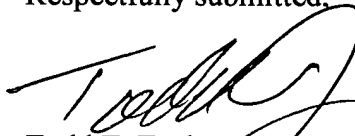
4. The postcard, identified as Exhibit 'B' was received by the United States Patent and Trademark Office as evidence by the USPTO sticker identified by Serial No. 10/670,588 dated September 25, 2003;
5. The postcard receipt (Exhibit 'B') specifies each and every paper being filed, including five sheets of drawings and an executed declaration;
6. A copy of the five sheets of drawings originally submitted with the application is identified as Exhibit 'C', and is attached hereto and made a part hereof;
7. A copy of the executed declaration originally submitted with the application is identified as Exhibit 'D', and is attached hereto and made a part hereof.
8. A new declaration identifying the present application by serial number and filing date is not required since this application was filed as a continuation under 37 CFR 1.53(b), and a copy of the declaration from the parent application was included.

WHEREFORE, Applicant respectfully petitions that the subject Application be afforded the filing date of September 25, 2003, that the five sheets of drawings attached hereto as Exhibit C and the executed declaration attached hereto as Exhibit 'D' be placed with the other papers of the Application and that the petition fee in the amount of \$130.00 be refunded to the Applicant.

In the event Applicant has overlooked the need for an extension of time, an additional extension of time, payment of fee, or additional payment of fee, Applicant hereby conditionally petitions therefor and authorizes that any charges be made to Deposit Account No. 20-0095, TAYLOR & AUST, P.C.

Should any question concerning any of the foregoing arise, the Examiner is invited to telephone the undersigned at (260) 897-3400.

Respectfully submitted,



Todd T. Taylor
Registration No. 36,945

Attorney for Applicant

TTT6/ar

TAYLOR & AUST, P.C.
142 S. Main Street
P.O. Box 560
Avilla, IN 46710
Telephone: 260-897-3400
Facsimile: 260-897-9300

Enc.: Return postcard
Exhibits A-D

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on: October 7, 2004.

Todd T. Taylor, Reg. No. 36,945
Name of Registered Representative



Signature

October 7, 2004

Date

"EXPRESS MAIL" COVER LETTER
U.S. PATENT APPLICATIONS

Date: September 25, 2003

MS Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EXHIBIT "A"



RE: Application for United States Letters Patent

APPLICANT: Viktor Soitu

TITLE OF INVENTION: CONSTRUCTION AND METHOD IN
ELECTRIC MOTOR DRIVE

Sir:

Forwarded herewith is the above-identified application, consisting of the following:

Form PTO 1390
International Application (PCT/FI00/00990)
Specification (17 Sheets)
Claims (5 Sheets)
Abstract
Drawings (5 Sheets)
Declaration ☒ Executed ☐ Unexecuted
Assignment ☐ Yes ☒ No
Information Disclosure Statement ☒ Yes ☐ No
Form PCT/RO/101 (English)
Form PCT/ISA 210 (English)
Preliminary Amendment (w/substitute specification and abstract)
Marked up International Application

Respectfully submitted,

Max W. Garwood

Registration No. 47,589

Attorney for Applicant

EV270178650US

MWG/dc

TAYLOR & AUST, P.C.
142 South Main Street
P.O. Box 560
Avilla, IN 46710
Telephone: 260-897-3400
Facsimile: 260-897-9300

"EXPRESS MAIL" Mailing Number EV 270178650 US

Date of Deposit September 25, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 CFR 1.10 on the date indicated above and is addressed to MS Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Debbie M. Cyr

(Typed Name of Person Mailing Paper or Fee)

(Signature of Person Mailing Paper or Fee)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: VOI0200.CON

Prior Application : 09/889,279

Examiner : K. Addison

Art Unit : 2834

MS Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a request for filing a ☒ continuation ☐ divisional application under 37 C.F.R. 1.53(b)
of:

Prior Application Serial No: 09/889,279 filed: July 13, 2001

of: Viktor Soitu

(Inventor(s) currently of record in prior application)

entitled: CONSTRUCTION AND METHOD IN ELECTRIC MOTOR DRIVE


(Title of Invention)

1. ☒ Enclosed is a copy of the prior application, including the oath or declaration as originally filed.

2. The filing fee is calculated as follows:



CLAIMS AS FILED IN THE PRIOR APPLICATION, LESS ANY CLAIMS
CANCELED BY AMENDMENT BELOW



				CHECK IF LARGE ENTITY				X
ITEM	NUMB ER FILED		E X T R A	SMALL ENTITY		NON-SMALL ENTITY		TOTAL FEES
				RATE	FEE	RATE	FEE	
Basic Fee				\$375.00	-	\$750.00	\$750.00	\$750.00
Total Claims	10	- 20	0	\$9.00	-	\$18.00	\$0.00	\$0.00
Independent Claims	2	- 3	0	\$42.00	-	\$84.00	\$0.00	\$0.00
Multiple Dependent Claims				\$140.00	-	\$280.00	\$0.00	\$0.00
Total Filing Fee:								\$750.00

3. A check in the amount of \$750.00 is enclosed. (Check No.10853)
4. [X] Please amend the specification by inserting before the first line the sentence:
--This is a continuation of application Serial No. 09/889,279 filed July 13, 2001--
5. [X] New informal drawings are enclosed.
6. [X] The prior application is assigned of record to Voith Paper Patent GmbH.
7. [] A new combined declaration and power of attorney is enclosed.
8. [X] A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)
9. [X] I have reviewed the attached specification and drawings and have determined that no new matter is present therein over prior application Serial No. 09/889,279, filed on July 13, 2001.
10. [X] Incorporation by Reference: The entire disclosure of the parent application listed herein, from which a copy of the oath or declaration is supplied, is considered to be part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

11. ☒ The Director of the United States Patent and Trademark Office is hereby authorized to charge payment of the following fees or credit any overpayment associated with this communication or during the pendency of this application to Deposit Account No. 20-0095, TAYLOR & AUST, P.C. A duplicate copy of this letter is enclosed.

☒ Any additional filing fees required under 37 CFR 1.16.

☒ Any patent application processing fees under 37 CFR 1.17.

☒ Any fees under 37 CFR 1.16 for presentation of extra claims.

12. ☐ Applicant(s) hereby request(s) that the above-captioned application NOT BE PUBLISHED under 35 U.S.C. § 122(b) and 37 C.F.R. § 1.211. The undersigned hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

12. Please address all future communications to :

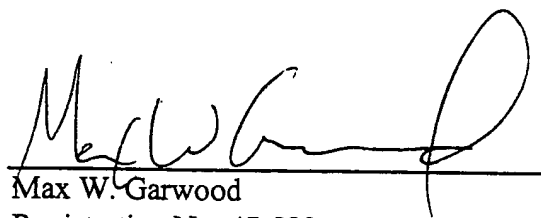
Todd T. Taylor
Taylor & Aust, P.C.
142 S. Main St.
P.O. Box 560
Avilla, Indiana 46710
Telephone: 260-897-3400
FAX: 260-897-9300

September 25, 2003

Date

Address of signatory:

Taylor & Aust, P.C.
142 S. Main St.
P.O. Box 560
Avilla, Indiana 46710
Telephone: 260-897-3400
FAX: 260-897-9300



Max W. Garwood
Registration No. 47,589

Attorney for Applicant



EXHIBIT "B"

RECEIPT IS ACKNOWLEDGED OF:

TYPE OF PAPER: New U.S. Patent Application

TITLE: CONSTRUCTION AND METHOD OF AN ELECTRIC MOTOR DRIVE

APPLICANT: Viktor Soitu

SERIAL NO.:

FILING DATE: September 25, 2003

ENCS.: (CHECK NO. 10853, \$750.00)

Form PTO 1390

International Application (PCT/FI00/00990)

Specification (17 pages)

Claims (5 pages)

Abstract

Drawings (5 Sheets)

Declaration (executed)

Information Disclosure Statement

Form PCT/RO/101

Form PCT/ISA 210

Preliminary Amendment (w/substitute specification and abstract)

Marked up International Application

DATE MAILED: September 25, 2003

OUR REF.: VOI0200.CON

MWG/dc

03945 U.S. PTO

10/670588



09/25/03



EXHIBIT "C"

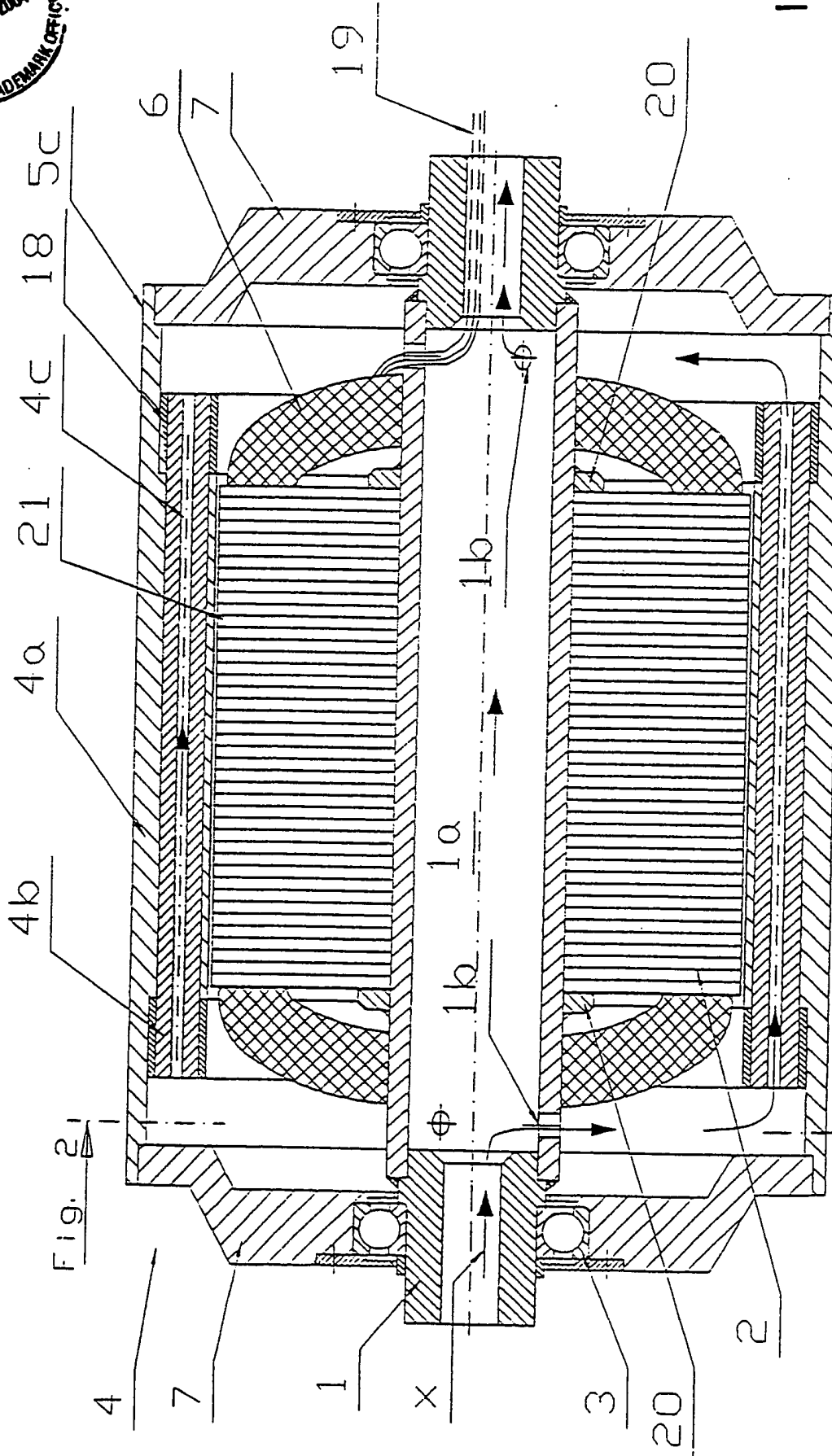
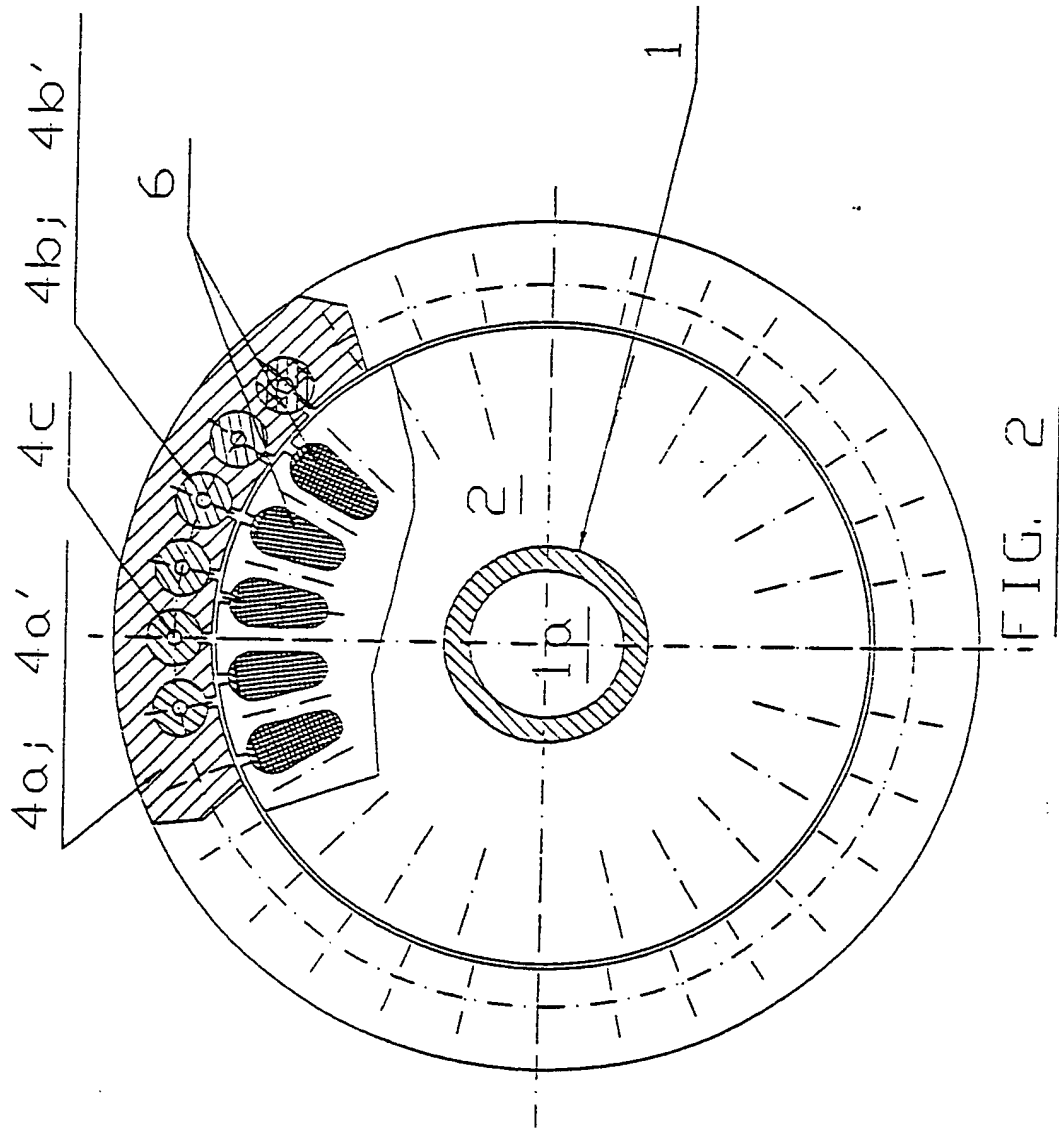


Fig. 1



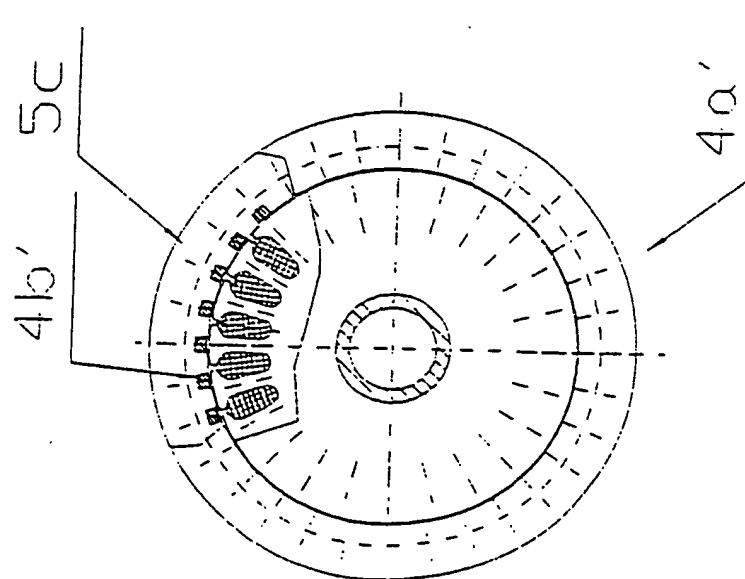


Fig. 3a

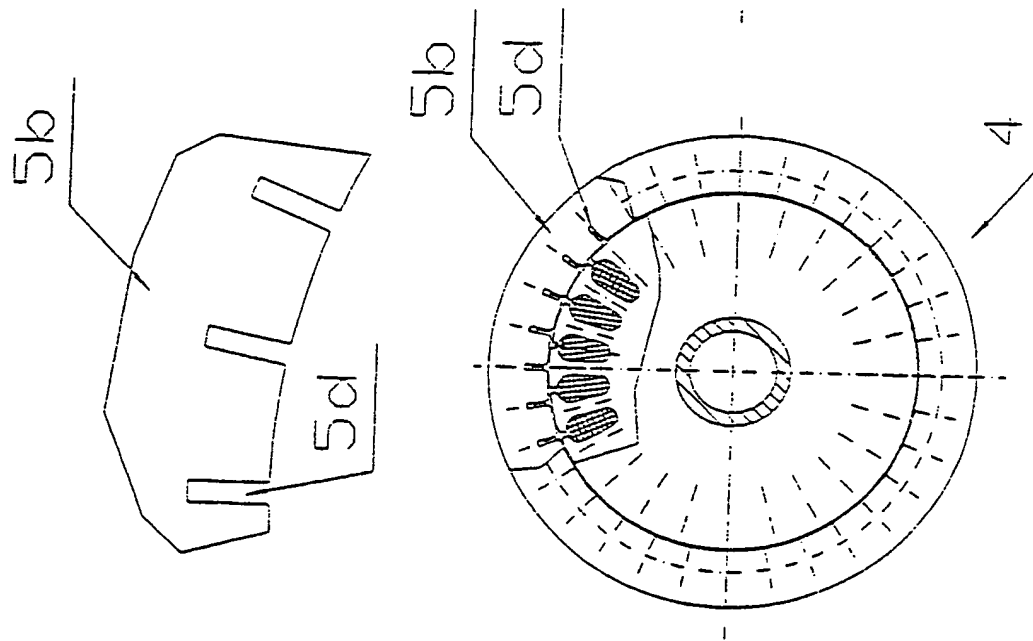


Fig. 3b

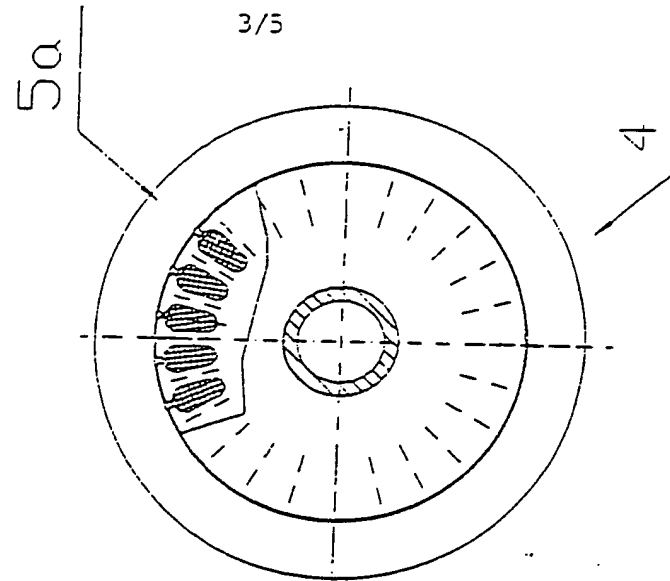


Fig. 3c

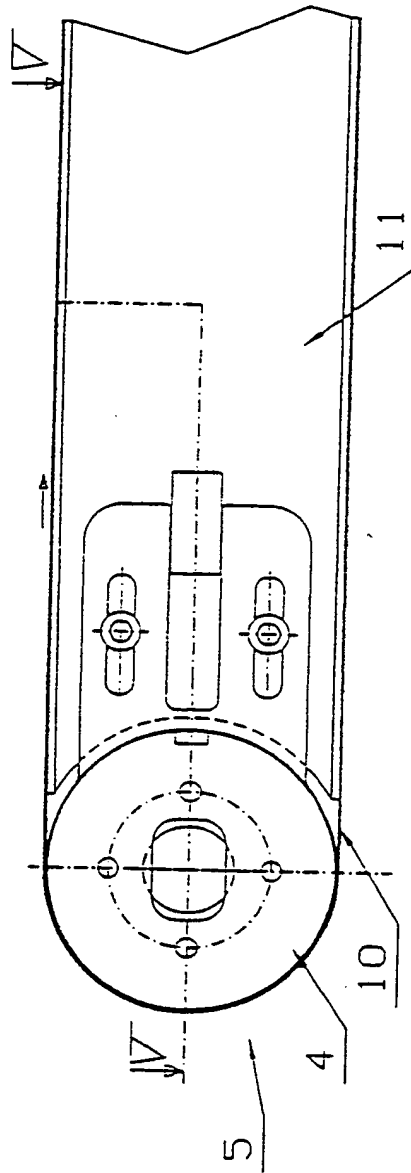
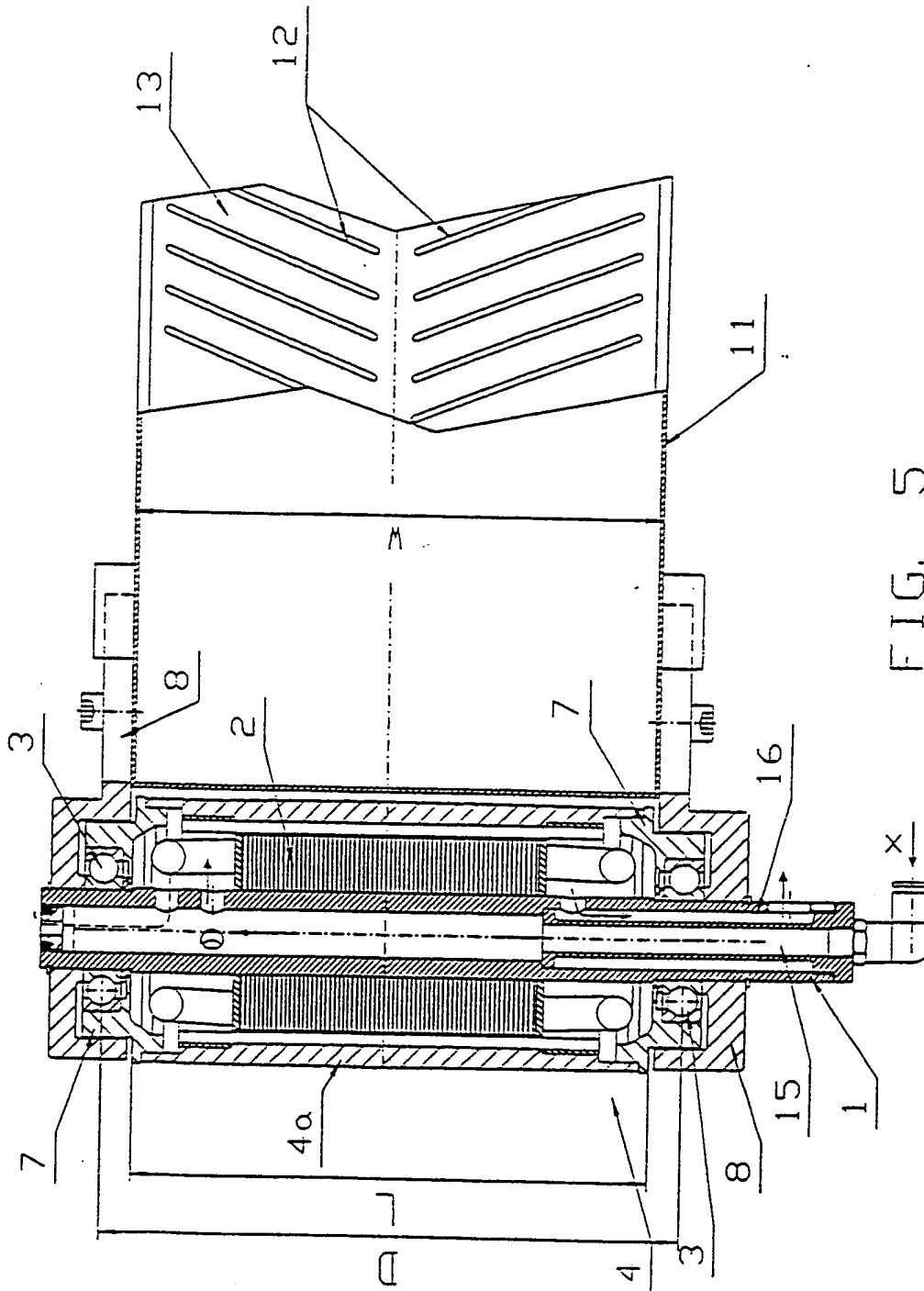


FIG. 4





ATTORNEY'S DOCKET NO. VOI0200.US

PCT/USA NATIONAL DECLARATION AND POWER OF ATTORNEY
 FOR U.S. PATENT APPLICATIONS
 IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
 UNDER 35 U.S.C. SECTION 371(c)(4)

EXHIBIT "D"

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name:

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the invention described and claimed in international application No. PCT/FI00/00990 entitled: CONSTRUCTION AND METHOD OF AN ELECTRIC MOTOR DRIVE, and as amended on _____ (if any), which I have reviewed, and I understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above and for which I solicit a patent; that I do not know and do not believe that this invention was ever known or used in the United States of America before my or our invention or discovery thereof, or patented or described in any printed publication in any country before my or our invention or discovery thereof, or more than one year prior to my international application; that this invention was not in public use or on sale in the United States of America for more than one year prior to my international application; that this invention has not been patented or made the subject of an inventor's certificate issued before the date of my international application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months before my international application; that I acknowledge my duty to disclose information of which I am aware which is material to the examination of this application; and that prior to filing said international application, applications for patent or inventor's certificate on this invention of discovery which have been filed by me or my legal representatives or assigns in any country foreign to the United States of America are as follows:

- (a) none filed more than 12 months prior to said international application, unless named below;
- (b) earliest filed less than 12 months prior to said international application (the priority of which is hereby claimed under 35 U.S.C. Section 365):
 FI 19992456, filed November 16, 1999.

I hereby claim the benefit under Title 35, United States Code, §120, of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

(Application Serial No.)

(Filing Date)

(Status)(patented, pending, abandoned)

I hereby appoint: Todd T. Taylor, Reg. No. 36,945; Ronald K. Aust, Reg. No. 36,735; Keith J. Swede, Reg. No. 43,176; Max W. Garwood, Reg. No. 47,589 and Jeffrey T. Knapp, Reg. No. 45,364, of the firm of TAYLOR & AUST, P.C., as attorney(s)/patent agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

SEND CORRESPONDENCE TO:

Todd T. Taylor
TAYLOR & AUST, P.C.
 142 S. Main Street
 P.O. Box 560
 Avilla, IN 46710

DIRECT TELEPHONE CALLS TO:

Todd T. Taylor
 Telephone: 219-857-3400
 FAX: 219-897-9300

I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: Viktor Soimu

Residence: FIN-53810 Lappeenranta, Finland

Citizenship: FI

Post Office Address: Kaurulanranta 3 A 10, FIN-53810 Lappeenranta, Finland

Inventor's Signature: V. Soimu

Date: 02.07.2001